
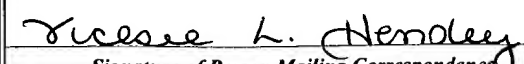


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AF/3763

<b>NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)</b>			Docket No. 1282.100
In Re Application Of: Michael J. Wilcox			
Serial No. 09/691,671	Filing Date 10/18/2000	Examiner Thompson, Kathryn L.	Group Art Unit 3763
Invention: C-SHAPED CROSS SECTION TUBULAR OPHTHALMIC IMPLANT FOR REDUCTION OF INTRAOCULAR PRESSURE IN GLAUCOMATOUS EYES AND METHOD OF USE			
<u>TO THE COMMISSIONER FOR PATENTS:</u>  Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated <b>04/08/2004</b> finally rejecting Claim(s) <b>43, 44, and 47</b>  Applicant is a small entity under 37 CFR 1.9 and 1.27. A verified statement of small entity status under 37 CFR 1.27: <input type="checkbox"/> is enclosed. <input checked="" type="checkbox"/> has already been filed in this application.  The fee for this Notice of Appeal is: <b>\$165.00</b> <input checked="" type="checkbox"/> A check in the amount of the fee is enclosed. <input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. <input type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No.			
 Signature		Dated: <b>April 30, 2004</b>	
Richard W. Hanes 19,530 Hanes & Schutz, P.C. 102 South Tejon Street, Suite 800 Colorado Springs, CO 80903 (719) 260-7900		<div style="border: 1px solid black; padding: 5px;"> I certify that this document and fee is being deposited on <b>04/30/2004</b> with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.     Signature of Person Mailing Correspondence   <b>Vickie L. Hensley</b>  Typed or Printed Name of Person Mailing Correspondence </div>	

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cc: Michael J. Wilcox